

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

SHAWN A. MCCOLLUM,

Case No. 21-CV-1774 (NEB/JFD)

Plaintiff,

v.

ORDER ACCEPTING REPORT AND
RECOMMENDATION

WARDEN JEFF TITUS, ACTING
WARDEN SHERLINDA WHEELER, and
DOES 1–5, sued in their professional
capacities,

Defendants.

The Court has received the May 3, 2023 Report and Recommendation of United States Magistrate Judge John F. Docherty. (ECF No. 53 (“R&R”).) No party has objected to that Report and Recommendation, and the Court therefore reviews it for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Finding no clear error, and based upon all the files, records, and proceedings in the above-captioned matter, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (ECF No. 53) is ACCEPTED;
2. Defendants Jeff Titus and Sherlinda Wheeler’s Motion to Dismiss the Amended Complaint (ECF No. 45) is GRANTED and all claims against them are DISMISSED WITH PREJUDICE; and
3. All claims against Does 1–5 are DISMISSED WITHOUT PREJUDICE.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 5, 2023

BY THE COURT:

s/Nancy E. Brasel

Nancy E. Brasel

United States District Judge